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**CERTIFICATE OF FACSIMILE TRANSMISSION TO THE  
UNITED STATES PATENT AND TRADEMARK OFFICE**

**DATE:** July 22, 2004

**TO: Examiner:** Ngoc K. Vu  
**Art Unit:** 2611  
**Fax:** (571) 273-8600  
**From:** Dean D. Small, Reg. No.: 34,730

**RE: Response to Notice of Non-  
Compliant Amendment**  
**Serial No.:** 09/837,128  
**Applicant:** Tazwell L. Anderson, Jr.  
**Atty. Dkt. No.:** 20973-15

**DOCUMENTS SUBMITTED WITH TRANSMISSION:**

- **Amendment Transmittal (3 pgs., in duplicate)**
- **Second Amendment in Response to Notice of Non-Compliant Amendment dated July 7, 2005 (13 pgs.)**
- **Certificate of Facsimile Transmission (1 pg.)**


**Total pages including cover page: 18**

**If all pages are not received, please contact: Kimberly Sansone at extension 9217**

**RE: The above referenced U.S. Patent Application**  
**Title: ELECTRONIC HANDHELD AUDIO/VIDEO RECEIVER AND LISTENING/VIEWING DEVICE**  
**Filed: April 18, 2001**  
**AT File No. 20973-15**

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that these papers are being facsimile transmitted to the U.S. Patent and Trademark Office, Facsimile Number (571) 273-8300 on the date shown above.

  
Dean D. Small, Reg. No.: 34,730

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PATENT  
(AT 20973-15)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Tazwell L. Anderson, Jr. et al

Serial No.: 09/837,128

Filed: April 18, 2001

For: ELECTRONIC HANDHELD AUDIO/VIDEO  
RECEIVER AND LISTENING/VIEWING  
DEVICE

Group No.: 2611

Examiner: Ngoc K. Vu

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL

- Transmitted herewith is:  
Transmittal (3 pgs., in duplicate)  
~~Response to Notice of Non-Compliant Amendment (1 pg.)~~  
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STATUS

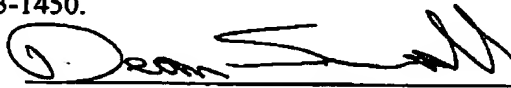
- Applicant  
☒ claims small entity status.  
☐ is other than a small entity.

CERTIFICATE OF MAILING BY EXPRESS MAIL TO  
THE COMMISSIONER FOR PATENTS

Express Mail No. Via Facsimile

Date: July 12, 2005

I hereby certify that the documents listed above are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above in an envelope addressed to: Mail Stop: Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Dean Small, Reg. No. 34,370

**EXTENSION OF TERM**

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

(complete (a) or (b), as applicable)

- (a) \_\_\_\_\_ Applicant petitions for an extension of time under 37 C.F.R. 1.136  
(Fees: 37 C.F.R. 1.17(a)-(d) for the total number of months checked below:)

Extension for response within:	Other than small entity Fee	Small entity Fee (if applicable)
_____ first month	\$ 120.00	\$ 60.00
_____ second month	\$ 450.00	\$ 225.00
_____ third month	\$ 1,020.00	\$ 510.00
_____ fourth month	\$1,590.00	\$ 795.00
_____ fifth month	\$2,160.00	\$1,080.00

Fee: \_\_\_\_\_

If an additional extension of time is required, please consider this a petition therefore.

(Check and complete the next item, if applicable)

\_\_\_\_\_ An extension of \_\_\_\_\_ months has already been secured. The fee paid  
therefore \$\_\_\_\_\_ is deducted from the total fee due for the total months  
of extension now requested.

Extension fee due with this request \$\_\_\_\_\_

OR

- (b)   x   Applicant believes that no extension of term is required. However, this  
conditional petition is being made to provide for the possibility that  
applicant has inadvertently overlooked the need for a petition for extension  
of time.

**FEE FOR CLAIMS**

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY	OTHER THAN SMALL ENTITY
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	ADDITIONAL RATE FEE	ADDITIONAL RATE FEE
TOTAL INDEP.	MINUS		=	x \$25.00 = \$	x \$50.00 = \$
	MINUS		=	x \$100.00 = \$	x \$200.00 = \$
— FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$180.00 = \$	+ \$360.00 = \$
				TOTAL ADDITIONAL FEE \$	OR TOTAL ADDITIONAL FEE \$

- (a) ☒ No additional fee for Claims is required

OR

- (b) ☐ Total additional fee for claims required \$ \_\_\_\_\_

**FEE PAYMENT**

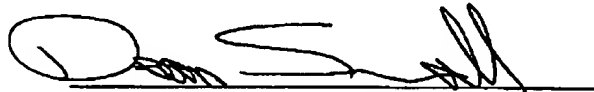
5. Attached is a check in the sum of \$ \_\_\_\_\_
- ☐ Charge Deposit Account No. 01-2384 the sum of \$ \_\_\_\_\_  
A duplicate of this transmittal is attached.

**FEE DEFICIENCY**

6. ☒ If any additional extension and/or fee is required, charge Deposit Account No. 01-2384.

AND/OR

- ☒ If any additional fee for claims is required, charge Deposit Account No. 01-2384.
7. ☐ Other:



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Reg. No. 34,370  
ARMSTRONG TEASDALE LLP  
One Metropolitan Square, Suite 2600  
St. Louis, MO 63102  
314-621-5070

PATENT  
(AT 20973-15)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Tazwell L. Anderson, Jr. et al

Serial No.: 09/837,128

Filed: April 18, 2001

For: ELECTRONIC HANDHELD AUDIO/VIDEO  
RECEIVER AND LISTENING/VIEWING  
DEVICE

Group No.: 2611

Examiner: Ngoc K. Vu

Mail Stop: Amendment  
Commissioner for Patents  
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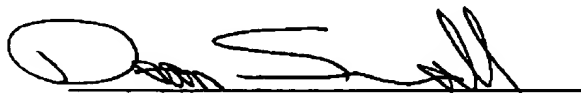
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Applicant: Tazwell L. Anderson, Jr. et al. :  
Serial No.: 09/837,128 : Art Unit: 2611  
Filed: April 18, 2001 : Examiner: Ngoc K. Vu  
For: ELECTRONIC HANDHELD :  
AUDIO/VIDEO RECEIVER :  
AND LISTENING/VIEWING :  
DEVICE :

**AMENDMENT (SECOND SUBMISSION IN REPLY TO NOTICE OF NON-  
COMPLIANT AMENDMENT UNDER 37 CFR 1.121)**

Mail Stop: Amendment  
Hon. Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

In response to the Office Action dated October 20, 2004, please amend the above-identified patent application as follows. The present Amendment is being filed timely without further extensions of time as it is being filed, within the ONE month response period to the Notice of Non-Compliance mailed July 7, 2005.